



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Marc W. Retter and Gary R. Fanger
Application No. : 09/827,271
Filed : April 4, 2001
For : COMPOSITIONS AND METHODS FOR THE THERAPY AND
DIAGNOSIS OF OVARIAN CANCER
Art Unit : 1642
Docket No. : 210121.462C6
Date : December 1, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO CORRECT INVENTORSHIP OF PATENT APPLICATION
PURSUANT TO 37 CFR § 1.48 (a)

Sir:


This is a request under the provisions of 37 CFR 1.48(a) requesting correction of the inventorship of U.S. Patent Application No. 09/827,271, filed April 4, 2001. It has been found that the aforementioned patent application, through error and without deceptive intent, improperly sets forth the inventorship. The correct inventorship of this patent application is (in the following order): Jennifer L. Mitcham, residing at 20330 Northeast 85th, Redmond, Washington 98053; Gordon E. King, residing at 15716 First Avenue Northwest, Shoreline, Washington 98177; and Paul A. Algate, residing at 580 Kalmia Place Northwest, Issaquah, Washington 98027. As required by 37 CFR 1.48(a), enclosed are:

- (1) a statement from Jennifer L. Mitcham, Gordon E. King and Paul A. Algate, who are being added as inventors, that the inventorship error occurred without any deceptive intention on his or her part;
- (2) a statement from Marc W. Retter and Gary R. Fanger, who are being deleted as inventors, that the inventorship error occurred without any deceptive intention on his part;
- (3) a supplemental declaration by Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate;

Patent Application No. 09/827,271
Petition to Correct Inventorship
December 1, 2004

- (4) the written consent of the assignee to the change of inventorship, said statement in compliance with the requirements of 37 CFR § 3.73(b);
- (5) the processing fee of \$130 as set forth in 37 CFR § 1.17(i).

Respectfully submitted,
Seed Intellectual Property Law Group PLLC

 Reg 44,614
for
Jeffrey Hundley, Ph.D., Patent Agent
Registration No. 42,676

JEH:tt

Enclosures:

Postcard
Check for \$130
Items 1-5 above

701 Fifth Avenue, Suite 6300
Seattle, Washington 98104-7092
(206) 622-4900
Fax: (206) 682-6031

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PATENT

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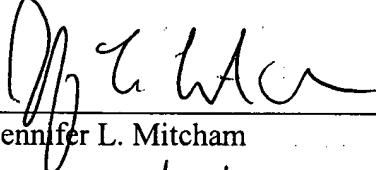
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-4124

STATEMENT OF NEWLY ADDED INVENTORS UNDER 37 C.F.R. § 1.48(a)

Sir:

We, Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate, hereby state that the inventorship error of failing to include us as inventors of the above-referenced U.S. Patent Application occurred without any deceptive intention on our part.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.



Jennifer L. Mitcham
Date 11/5/04

Gordon E. King
Date _____

Paul A. Algate
Date _____



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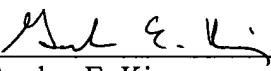
STATEMENT OF NEWLY ADDED INVENTORS UNDER 37 C.F.R. § 1.48(a)

Sir:

We, Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate, hereby state that the inventorship error of failing to include us as inventors of the above-referenced U.S. Patent Application occurred without any deceptive intention on our part.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Jennifer L. Mitcham



Gordon E. King

Date _____

Date 11-23-04



Paul A. Algate

Date 11-22-2004



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STATEMENT OF CURRENTLY NAMED INVENTORS UNDER 37 C.F.R. § 1.48(a)

Sir:

We, Marc W. Retter and Gary R. Fanger agree to the change of inventorship to remove ourselves, Marc W. Retter and Gary R. Fanger, as inventors of the above-identified application, and to add Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate as inventors of the above-identified patent application.

We agree that the correct inventorship of this patent is as follows: Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate.

We declare that the error in inventorship occurred without deceptive intention on our parts.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Marc W. Retter
Marc W. Retter

Date 11/23/04

Gary R. Fanger
Gary R. Fanger

Date 11/23/04



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CONSENT OF ASSIGNEE TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Sir:

The undersigned hereby declares that Corixa Corporation is the assignee of the above-identified patent application, as evidenced by the Assignment recorded at the U.S. Patent and Trademark Office on July 19, 2001 at Reel 011995, Frame 0137, and the Assignment attached hereto. The undersigned further declares that the subject Assignments have been reviewed and that, to the best of the Assignee's knowledge and belief, full right, title and interest in the above-identified patent application is in Corixa Corporation.

Corixa Corporation hereby consents to the correction of inventorship of the above-identified patent application to remove Marc W. Retter and Gary R. Fanger as inventors, and to name Jennifer L. Mitcham, Gordon E. King, and Paul A. Algate as inventors in the above-identified patent application, as requested in the Petition to Correct Inventorship under 37 C.F.R. § 1.48(a) filed herewith.

The undersigned (whose title is supplied below) is authorized to act on behalf of the Assignee.


Kathleen McKereghan Deeley
Senior Vice President, General Counsel and Secretary
Corixa Corporation

Date 11/22/04

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**SUPPLEMENTAL DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)****Title of Invention****COMPOSITIONS AND METHODS FOR THE THERAPY AND DIAGNOSIS OF OVARIAN CANCER**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 09/827,271, filed on April 4, 2001,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we hereby declare that the subject matter of the ☒ the attached amendment ☐ amendments filed on _____ was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)Inventor one: Jennifer L. MitchamCitizen of: United StatesSignature: Date: 11/5/04Inventor two: Gordon E. KingCitizen of: United States

Signature: _____

Date: _____

Inventor three: Paul A. AlgateCitizen of: United Kingdom

Signature: _____

Date: _____

Inventor four: _____

Citizen of: _____

Signature: _____

Date: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.

**SUPPLEMENTAL DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)****Title of Invention****COMPOSITIONS AND METHODS FOR THE THERAPY AND DIAGNOSIS OF OVARIAN CANCER**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 09/827,271, filed on April 4, 2001,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we hereby declare that the subject matter of the ☒ the attached amendment ☐ amendments filed on _____ was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)Inventor one: Jennifer L. MitchamCitizen of: United States

Signature: _____

Date: _____

Inventor two: Gordon E. KingCitizen of: United StatesSignature: Gordon E. KingDate: 11-23-04Inventor three: Paul A. AlgateCitizen of: United KingdomSignature: Paul A. AlgateDate: 11/22/2004

Inventor four: _____

Citizen of: _____

Signature: _____

Date: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.